

City of Pembroke Pines, FL

*City of Pembroke Pines
Charles F. Dodge City Center
601 City Center Way
Pembroke Pines, FL 33025*



Meeting Minutes

Wednesday, May 18, 2022

6:30 PM

6:30 PM Public Hearing-CDBG, followed by (upon adjournment of the Public Hearing) the Regular Commission Meeting. ADD-1 Presentation No.7 added to agenda and republished.

Commission Chambers

City Commission

*Frank C. Ortis, Mayor
Jay D. Schwartz, Vice Mayor
Thomas Good, Jr., Commissioner
Angelo Castillo, Commissioner
Iris A. Siple, Commissioner*

6:30 PM PUBLIC HEARING CALLED TO ORDER

PH-1 22-0391 [PH-1: PUBLIC HEARING ITEM] [REFERENCE: ITEM #23 ON THE AGENDA - PROPOSED RESOLUTION 2022-R-13]. MOTION TO ADOPT PROPOSED RESOLUTION 2022-R-13.

PROPOSED RESOLUTION 2022-R-13 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, APPROVING THE CITY'S ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") PROGRAM YEAR 2022; DIRECTING THE CITY MANAGER TO SUBMIT THE ACTION PLAN TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, INCLUDING ANY AMENDMENTS THERETO, AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL REQUIRED DOCUMENTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. (PUBLIC HEARING).

City Attorney Goren read Item PH-01 into the record by title.

Mayor Ortis opened the public hearing.

No member of the public came forward to comment.

Mayor Ortis closed the public hearing.

6:30 PM (or at such time as Public Hearing adjourns) REGULAR MEETING CALLED TO ORDER**ROLL CALL**

Present 5 - Mayor Frank Ortis, Vice Mayor Jay D. Schwartz, Commissioner Thomas Good Jr., Commissioner Angelo Castillo, and Commissioner Iris A. Siple

Also present: City Manager Charles Dodge, City Attorney Samuel Goren, and City Clerk Marlene Graham.

PLEDGE OF ALLEGIANCE

The Pledge was led by Mr. Nicky Parlavecchio.

PRESENTATIONS:

PRE-1 22-0366

PRESENTATION NO. 1: THE POLICE DEPARTMENT WILL PRESENT A PROMOTION OF DETECTIVE CHRISTINA JACKSON TO THE RANK OF SERGEANT.

Police Chief Shimpino introduced Detective Christina Jackson to be promoted to the rank of Sergeant. After the Chief read Ms. Jackson's bio into the record, Mayor Ortis administered the oath.

Sergeant Jackson read a statement about her experiences that lead her into law enforcement. She thanked those who contributed to her success.

Mayor Ortis introduced County Commissioner Barbara Sharief in the audience who is running as a candidate for the Florida State Senate.

PRE-2 22-0376

PRESENTATION NO. 2: MAYOR FRANK C. ORTIS WILL PRESENT A PROCLAMATION TO RONALD HADY FROM THE U.S. COAST GUARD RECOGNIZING MAY 21-27, 2022 AS NATIONAL SAFE BOATING WEEK.

Mayor Ortis read the proclamation and presented it to Mr. Ronald Hady from the United States Coast Guard.

Mr. Hady thanked the Mayor and Commission for the honor.

PRE-3 22-0377

PRESENTATION NO. 3: MAYOR ORTIS WILL PRESENT A PROCLAMATION TO A REPRESENTATIVE OF THE RECREATION & CULTURAL ARTS DEPARTMENT PROCLAIMING MAY 21, 2022 AS KIDS TO PARKS DAY IN THE CITY OF PEMBROKE PINES.

Mayor Ortis read the proclamation and presented it to the Christina Sorensen, Director of the Recreation & Cultural Arts Department.

Ms. Sorensen thanked the Mayor for the proclamation. She spoke about upcoming Parks Master Plan meetings where residents are invited to provide input on improvements for City parks.

PRE-4 22-0404

PRESENTATION NO. 4: MAYOR ORTIS WILL PRESENT A PROCLAMATION RECOGNIZING MAY 2022 AS ASIAN AMERICAN & PACIFIC ISLANDER (AAPI) HERITAGE MONTH IN THE CITY OF PEMBROKE PINES.

Mayor Ortis read the proclamation and presented it to Ms. Winnie Tang honoring Asian American and Pacific Islander Heritage Month.

Ms. Tang asked for a moment of silence for the recent passing of former Congressman and United States Secretary of Transportation Mr. Norman Mineta.

The group performed a cultural dance for the Commission audience.

PRE-5 22-0405

PRESENTATION NO. 5: MAYOR ORTIS WILL PRESENT A CERTIFICATE OF RECOGNITION TO DR. ANTONIO H. WONG FOR HIS CONTINUED SUPPORT OF THE ASIAN AMERICAN & PACIFIC ISLANDER (AAPI) COMMUNITY.

Mayor Ortis read a proclamation and presented it to Dr. Antonio H. Wong.

Dr. Wong thanked the Mayor and Commission for the proclamation.

PRE-6 22-0394

PRESENTATION NO. 6: MAYOR ORTIS WILL PRESENT A PROCLAMATION TO GREG POPOWITZ, ADL FLORIDA REGIONAL BOARD MEMBER, PROCLAIMING MAY 12, 2022 AS "NO PLACE FOR HATE DAY" IN THE CITY OF PEMBROKE PINES.

Mayor Ortis read and presented a proclamation to Mr. Greg Popowitz of the Anti-Defamation League.

Mr. Popowitz addressed the Commission.

**PRE-7 22-0418
ADD1**

[ADD-1]: PRESENTATION NO. 7: CHARLOTTE MATHER-TAYLOR FROM THE AREA AGENCY OF AGING OF BROWARD COUNTY WILL RECOGNIZE MAYOR FRANK C. ORTIS AS THE RECIPIENT OF THE 2022 DR. NAN S. HUTCHISON BROWARD SENIOR HALL OF FAME OUTSTANDING SENIOR VOLUNTEER AWARD.

Vice Mayor Schwartz invited Commissioner Siple to read the proclamation honoring Mayor Frank C. Ortis's induction into the Dr. Nan S. Hutchinson Broward Senior Hall of Fame.

Charlotte Mather-Taylor from Area Agency on Aging of Broward County spoke in recognition of the Mayor and the honor of his induction into the Hall of Fame. She presented him with a pin and certificate.

ANNOUNCEMENT OF ITEMS TO BE PULLED FROM AGENDA

The City Clerk announced no items pulled from the agenda.

COMMISSION AUDITOR REPORT:

None.

APPEALS OF BOARD OF ADJUSTMENT DECISIONS:

None.

15. 22-0332

[APPEAL TO BOA] REQUEST FROM BARBARA DE LA CRUZ TO APPEAL THE BOARD OF ADJUSTMENT DECISION PERTAINING TO RESIDENTIAL ZONING VARIANCE #'S ZV(R) 2022-06 AND ZV(R) 2022-07 FOR THE PROPERTY LOCATED AT 6741 SW 13 STREET.

ZV(R) 2022-06 - Applicants petitioner appellant Barbara de la Cruz present case and make request to appeal the decision to decline by the Board of Adjustment. The Commission as a body is required to provide their votes individually to approve appellant's request for variance.

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

ZV(R) 2022-07 - Applicants petitioner appellant Barbara de la Cruz present case and make request to appeal the decision to decline by the Board of Adjustment. The Commission as a body is required to provide votes individually to approve appellant's request for variance.

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Item 15 into the record by title and spoke about the Quasi-Judicial process referencing section 155.311(C) of the City's Code.

The City Clerk administered the oath to the appellants and staff.

Vice Mayor Good, Commissioner Siple, and Commissioner Good inquired about the requested variances ZV(R) 2022-06 and ZV (R) 2022-07.

City Attorney Goren said that Mr. Carlos Marcos would assist with the translation of Ms. De La Cruz's testimony to the best of his ability. Assistant City Manager Aner Gonzalez confirmed the testimony was properly translated.

City Attorney Goren responded to the questions of the Commission regarding the permitting process should the appeals be granted.

Mike Stamm, Planning and Economic Development Director, addressed the Commission about Ms. De La Cruz's language barrier at the Board of Adjustment meeting. Mr. Stamm also responded to the questions of the Commission regarding the evidence presented.

Barbara De La Cruz, 6741 SW 13th Street, Pembroke Pines, FL addressed the Commission. Mr. Carlos Marcos translated on behalf of Ms. De La Cruz who spoke limited English.

Mr. Marcus Perez, 6741 SW 13th Street, Pembroke Pines, FL addressed the Commission.

City Attorney Goren also stated that Mr. George Koren submitted a request to speak form for Item 15, but no new testimony was permitted

under the Quasi-Judicial process.

ITEMS AT THE REQUEST OF THE PUBLIC

No items at the request of the public.

ANNOUNCEMENT OF BOARD AND COMMITTEE APPOINTMENTS

BA-1 22-0414 BOARD ANNOUNCEMENT: VICE MAYOR SCHWARTZ WISHES TO ANNOUNCE THE FOLLOWING APPOINTMENT TO THE ENVIRONMENTAL ADVISORY BOARD FOR THE DISTRICT 2 MEMBER SEAT:

MR. BRIAN SMITH.

Vice Mayor Schwartz announced the appointment of Mr. Brian Smith as the District 2 board appointment to the Environmental Advisory Board.

Mr. Smith addressed the Commission about his qualifications and thanked the Commission.

CONSENT AGENDA:

1. **22-0136** MOTION TO APPROVE THE DEPARTMENT RECOMMENDATIONS FOR THE FOLLOWING ITEMS LISTED ON THE CONTRACTS DATABASE REPORT:

(A) Nalco Company, LLC. - Purchase and Delivery of Potassium Phosphate - Renewal

(B) Polydyne Inc. - Purchase of Polymer C1685 - Renewal

ITEM (C) WILL EXPIRE WITH NO RENEWAL TERMS AVAILABLE, THEREFORE, NO COMMISSION ACTION IS REQUIRED AS IT IS PRESENTED FOR NOTIFICATION PURPOSES ONLY PURSUANT TO SECTION 35.29 (F) OF THE CITY'S PROCUREMENT CODE:

(C) SRT Supply, LLC - Purchase of Police Body Armor - Non-Renewal

A motion was made to approve on the Consent Agenda

2. **22-0306** MOTION TO APPROVE THE FINDINGS AND RECOMMENDATION OF THE EVALUATION COMMITTEE AND TO AWARD THE CONTRACTS

FOR RFQ # PD-21-03 "CITYWIDE TOWING SERVICES TO WESTWAY TOWING, INC. AND A SUPERIOR TOWING COMPANY FOR AN INITIAL THREE-YEAR PERIOD, AND TO ISSUE A 30 DAY NOTICE OF TERMINATION FOR CONVENIENCE LETTER TO BAZIN TOWING CORPORATION D/B/A A&B TOWING SERVICE.

A motion was made to approve on the Consent Agenda

5. **22-0385** MOTION TO APPROVE THE EXECUTION OF THE AGREEMENT WITH MBR CONSTRUCTION, INC. FOR AN AMOUNT NOT TO EXCEED \$5,193,000, WHICH INCLUDES A \$300,000 OWNER'S CONTINGENCY, FOR DESIGN BUILD SERVICES FOR RENOVATIONS AND IMPROVEMENTS AT SPRING VALLEY PARK AND WILLIAM B. ARMSTRONG DREAM PARK AS DESCRIBED IN RE-21-03.

A motion was made to approve on the Consent Agenda

6. **22-0390** MOTION TO APPROVE THE PURCHASE OF READING HORIZONS DISCOVER ELA INTERVENTION INSTRUCTIONAL MATERIALS FROM VENDOR READING HORIZONS IN AN AMOUNT NOT TO EXCEED \$40,146 FOR LOCATION 5051- CITY OF PEMBROKE PINES CHARTER ELEMENTARY SCHOOLS PURSUANT TO SECTION 35.18(C)(7)(J) OF THE CITY'S CODE OF ORDINANCES.

A motion was made to approve on the Consent Agenda

9. **22-0368** MOTION TO APPROVE THE 2021-2022 MENTAL HEALTH ASSISTANCE PLAN OUTCOME AND EXPENDITURE REPORTS, THE 2022-23 MENTAL HEALTH OPT OUT FORMS, THE 2022-23 MENTAL HEALTH CHECKLISTS, THE 2022-23 MENTAL HEALTH SERVICES PLANS AND THE UPDATED POLICY AND PROCEDURES FOR NOTIFICATION OF INVOLUNTARY EXAMINATIONS FOR THE CITY OF PEMBROKE PINES CHARTER ELEMENTARY SCHOOLS (LOCATION #5051), MIDDLE SCHOOLS (LOCATION #5081), HIGH SCHOOL (LOCATION #5121) AND FSU ELEMENTARY CHARTER SCHOOL (LOCATION #0351).

A motion was made to approve on the Consent Agenda

10. **22-0388** MOTION TO APPROVE THE PROPOSED COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF PEMBROKE PINES AND THE

BROWARD TEACHERS UNION LOCAL 1975 FOR THE TERM SCHOOL YEARS 2021-2022, 2022-2023, 2023-2024.

A motion was made to approve on the Consent Agenda

11. **22-0398** MOTION TO APPROVE THE FIRST AMENDMENT TO THE AGREEMENT FOR BULK WASTE COLLECTION SERVICES WITH EASTERN WASTE SYSTEMS, INC. ("EWS") TO ADJUST THE PAYMENT PROCESS.

A motion was made to approve on the Consent Agenda

12. **22-0399** MOTION TO APPROVE REQUEST TO ADVERTISE SOLICITATION(S):
22-04 "LENOVO DESKTOPS"
22-05 "CAMERAS"

A motion was made to approve on the Consent Agenda

13. **22-0400** MOTION TO CONTINUE PURCHASING OFFICE SUPPLIES, PRODUCTS AND RELATED SERVICES UTILIZING THE SOUTHEAST FLORIDA GOVERNMENTAL COOPERATIVE PURCHASING GROUP (CO-OP) CONTRACT # 19-12R, WHICH HAS RECENTLY BEEN ASSIGNED TO ODP BUSINESS SOLUTIONS, LLC FROM OFFICE DEPOT, FOR THE PERIOD THROUGH OCTOBER 13, 2023, FOR AN ESTIMATED ANNUAL AMOUNT NOT TO EXCEED \$400,000.

A motion was made to approve on the Consent Agenda

14. **22-0408** MOTION TO APPROVE THE REGULAR COMMISSION MEETING MINUTES OF WEDNESDAY, MAY 4, 2022.

A motion was made to approve on the Consent Agenda

Approval of the Consent Agenda

A motion was made by Commissioner Siple, seconded by Vice Mayor Schwartz, to approve Items 1,2,5,6,9,10,11,12,13 and 14 the Consent Agenda. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

3. **22-0364** MOTION TO APPROVE A CHANGE ORDER TO THE PURCHASE ORDER WITH CARDINAL CONTRACTORS, INC. FOR IFB # PSUT-20-04 "WATER TREATMENT FACILITY IMPROVEMENTS 2020" FOR AN AMOUNT NOT TO EXCEED \$129,965 WHICH INCLUDES

\$84,989 FOR REPAIRS OF UNFORESEEN CONDITIONS AND \$44,976 TO REPLENISH THE OWNER'S CONTINGENCY.

A motion was made by Commissioner Good Jr., seconded by Vice Mayor Schwartz, to amend the language to remove the replenishment of owner's contingency. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

Motion was made by Commissioner Good, seconded by Commissioner Siple, to approve the item as amended. Motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

Commissioner Good read Item 3 into the record by title and spoke on the item.

Vice Mayor Schwartz spoke on the item.

Michael Bailey, Utilities Director, responded to the questions of the Commission regarding the purpose of the replenishment.

- 4. 22-0375** MOTION TO AWARD IFB # PD-22-01 "ARMORED EMERGENCY RESCUE VEHICLE" TO THE MOST RESPONSIVE/RESPONSIBLE BIDDER, TERRADYNE ARMORED VEHICLES, INC., IN THE AMOUNT NOT TO EXCEED \$399,520.

A motion was made by Commissioner Good Jr., seconded by Commissioner Siple, to approve Item 4. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

Commissioner Good read Item 4 into the record by title and spoke on

the item.

Police Chief Shimpeno, addressed the Commission regarding the necessity of the item.

- 7. 22-0393** MOTION TO APPROVE THE AWARD OF PSPW-21-11-01 "HEALTH PARK METAL BUILDING FENCE" IN THE AMOUNT OF \$160,150 AND PSPW-21-11-02 "WASTEWATER TREATMENT PLANT FENCE" IN THE AMOUNT OF \$258,930 TO GOMEZ AND SON FENCE, CORP. FOR A TOTAL AMOUNT NOT TO EXCEED \$419,080 AND TO ALSO APPROVE FOR THE AWARD NOTIFICATION OF FUTURE FENCING PROJECTS THAT ARE OVER \$25,000 AND THAT UTILIZE THE CONTRACT, TO BE SENT TO THE CITY COMMISSION VIA E-MAIL NOTIFICATION.

A motion was made by Commissioner Good Jr., seconded by Commissioner Castillo, to approve as amended. Commissioner Good clarified that the amended motion would strike the language after "...not to exceed \$419,080..." The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

A motion was made by Commissioner Good Jr., seconded by Vice Mayor Schwartz, to make an amendment to remove the language that only allows it to be done by email notifications. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

Commissioner Good read Item 7 into the record by title and spoke on the item.

Vice Mayor Schwartz, Commissioner Castillo, and Commissioner Siple spoke on the item.

City Manager Dodge responded to the questions of the Commission about the language read in the item pertaining to projects over \$25,000.00.

City Attorney Goren responded to the questions of the Commission regarding the removal of the language being in compliance with the

City's procurement code. City Attorney Goren also responded about the option to open a new bid which would allow new vendors to join the 4 vendors who already awarded contracts.

Mark Gomes, Procurement Director, responded to the questions of the Commission regarding the vendor selection process expand the existing pool of vendors.

- 8. 22-0330** MOTION TO APPROVE THE FIFTH AMENDMENT TO THE CONTRACTUAL SERVICES AGREEMENT FOR JANITORIAL SERVICES FOR THE CHARTER SCHOOLS & EARLY DEVELOPMENT CENTERS WITH SAFEGUARD SERVICES, INC., INCREASING THE COST OF JANITORIAL SERVICES BY \$127,448.46, WHICH IS AN INCREASE OF APPROXIMATELY 8.85%, FOR A TOTAL ANNUAL AMOUNT NOT TO EXCEED \$1,568,042.46, EFFECTIVE AUGUST 1, 2022 THROUGH JUNE 30, 2023.

Commissioner Good made a motion to amend the item to go out to bid right away in order to get the contract corrected. The amended motion died for lack of a second.

Commissioner Good made an additional amended motion asking that the item be tabled to the next meeting to address cost evaluation on electrostatic spraying. Motion failed for lack of second.

The main motion made by Commissioner Good Jr., seconded by Commissioner Castillo, to approve Item 8, was not supported by Commissioner Good. The motion carried by the following vote:

Aye 4 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Castillo, and Commissioner Siple

Nay 1 - Commissioner Good Jr.

PRIOR TO THE VOTE BEING TAKEN:

Commissioner Good read Item 8 into the record by title and spoke on the item.

Commissioner Castillo and Vice Mayor Schwartz spoke on the item.

Mark Gomes, Procurement Director, responded to the questions of the Commission regarding section 8 of the Agenda Request Form Summary.

Steve Buckland, Public Services Director responded to the questions of the Commission regarding the status of project completion.

Kevin Connors, Safeguard Services, Inc. 13975 Pembroke Rd., Pembroke Pines, FL addressed the questions of the Commission about employee pay.

QUASI JUDICIAL AGENDA:

ORDINANCES AND RESOLUTIONS:

SECOND READING ORDINANCES:

FIRST READING ORDINANCES:

16. 2022-02 MOTION TO PASS PROPOSED ORDINANCE NO. 2022-02 ON FIRST READING.

PROPOSED ORDINANCE NO. 2022-02 IS AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, PERTAINING TO THE SUBJECT OF ZONING AND LAND DEVELOPMENT; AMENDING CHAPTER 155 OF THE CITY OF PEMBROKE PINES CODE OF ORDINANCES TO UPDATE PROVISIONS AND USE TABLE; CORRECTING SCRIVENER ERRORS; AND IMPROVING THE CLARITY OF THE CHAPTER AND FACILITATING THEIR CORRECT INTERPRETATION NECESSITATED FROM 2021 TRANSITION TO NEW LAND DEVELOPMENT CODE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND, PROVIDING FOR AN EFFECTIVE DATE.

SECOND AND FINAL READING IS TENTATIVELY SCHEDULED FOR JUNE 15, 2022.

A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to pass Proposed Ordinance 2022-02 on First Reading. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Ordinance 2022-02 into the record by title.

17. **2022-03** MOTION TO PASS PROPOSED ORDINANCE NO. 2022-03 ON FIRST READING.

PROPOSED ORDINANCE NO. 2022-03 IS AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA, AMENDING CHAPTER 155, THE LAND DEVELOPMENT CODE OF THE CITY OF PEMBROKE PINES, BY AMENDING SECTION 155.401, ENTITLED "ZONING MAP," TO AMEND THE CITY'S ZONING DISTRICT MAP TO RE-ZONE AN APPROXIMATE 25-ACRE PARCEL OF LAND GENERALLY LOCATED NORTH OF PEMBROKE ROAD, BETWEEN I-75 AND SOUTHWEST 145 AVENUE, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A"; RE-ZONING THE PARCEL FROM THE CURRENT ZONING OF PLANNED COMMERCIAL DEVELOPMENT (PCD) TO MIXED USE DEVELOPMENT (MXD); PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

SECOND AND FINAL READING IS TENTATIVELY SCHEDULED FOR JUNE 15, 2022.

A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to pass Proposed 2022-03 on First Reading. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Ordinance 2022-03 into the record by title.

Commissioner Good spoke on the item.

Denis Mele, Esquire, 200 East Broward Boulevard, Fort Lauderdale, FL responded to the questions of the Commission regarding affordable housing.

18. **2022-04** MOTION TO PASS PROPOSED ORDINANCE NO. 2022-04 ON FIRST READING.

PROPOSED ORDINANCE NO.2022-04 IS AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA, CREATING THE EDISON PEMBROKE MIXED USE DEVELOPMENT ("MXD") DISTRICT DESIGN GUIDELINES FOR THE APPROXIMATE 25 ACRE PARCEL OF LAND GENERALLY LOCATED NORTH OF PEMBROKE ROAD, BETWEEN I-75 AND SW 145 AVENUE, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A," ATTACHED HERETO AND INCORPORATED HEREIN; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

SECOND AND FINAL READING IS TENTATIVELY SCHEDULED FOR JUNE 15, 2022.

A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to pass Proposed Ordinance 2022-04 on First Reading. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Ordinance 2022-04 into the record by title.

Commissioner Good and Commissioner Siple spoke on the item.

Mike Stamm, Planning and Economic Development Director, responded to the questions of the Commission to address the parking issues which may occur in the proposed development. Mr. Stamm responded to the questions of the Commission that address appropriate landscaping within the development.

Denis Mele, Esquire, 200 East Broward Boulevard, Fort Lauderdale, FL discussed the plan to address potential parking issues. Mr. Mele also addressed the matter of charging station for electric smart cars.

19. 2022-05

MOTION TO PASS PROPOSED ORDINANCE NO. 2022-05 ON FIRST READING

PROPOSED ORDINANCE NO. 2022-05 IS AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA, MODIFYING THE PEMBROKE POINTE PLANNED COMMERCIAL DEVELOPMENT ("PCD") PREVIOUSLY ADOPTED BY THE CITY COMMISSION ON JUNE 6, 2007, PURSUANT TO ORDINANCE NO. 1584, AND AS AMENDED; PROVIDING FOR TEXT AMENDMENTS TO THE DESIGN GUIDELINES IN WHICH THE PCD WILL BE REDUCED FROM AN APPROXIMATELY 35-ACRE SITE GENERALLY LOCATED NORTH OF PEMBROKE ROAD, BETWEEN I-75 AND SOUTHWEST 145 AVENUE, AS MORE PARTICULARLY DESCRIBED IN EXHIBITS "A" AND "B," TO AN APPROXIMATELY 10-ACRE SITE; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

SECOND AND FINAL READING IS TENTATIVELY SCHEDULED FOR JUNE 15, 2022.

A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to pass Proposed 2022-05 on First Reading. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Ordinance 2022-05 into the record by title.

Commissioner Good and Vice Mayor Schwartz spoke on the item.

Mike Stamm, Planning and Economic Development Director responded to the questions of the Commission regarding the scope of the existing project and about the possible modifications of the Planned Commercial Development.

Denis Mele, Esquire, 200 East Broward Boulevard, Fort Lauderdale, FL responded to the questions of the Commission regarding the intended purpose of the development.

20. 2022-06 MOTION TO PASS PROPOSED ORDINANCE NO. 2022-06 ON FIRST

READING

PROPOSED ORDINANCE NO. 2022-06 IS AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA, AMENDING CHAPTER 155, THE COMPREHENSIVE ZONING CODE OF THE CITY OF PEMBROKE PINES, BY SPECIFICALLY AMENDING SECTION 155.027, ENTITLED "ZONING MAP," TO RE-ZONE THE APPROXIMATE 0.89-ACRE PARCEL OF LAND GENERALLY LOCATED AT 6700 PEMBROKE ROAD, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A"; RE-ZONING FROM THE CURRENT ZONING OF B-2 (COMMUNITY BUSINESS) TO B-3 (GENERAL BUSINESS) SUBJECT TO THE RECORDATION OF A DECLARATION OF RESTRICTIVE COVENANTS ATTACHED HERETO AS EXHIBIT "B"; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

SECOND AND FINAL READING IS TENTATIVELY SCHEDULED FOR JUNE 15, 2022.

A motion was made by Commissioner Siple, seconded by Vice Mayor Schwartz, to pass Proposed Ordinance 2022-06 on First Reading. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Ordinance 2022-06 into the record by title.

RESOLUTIONS:

21. 2022-R-10 MOTION TO ADOPT PROPOSED RESOLUTION 2022-R-10.

PROPOSED RESOLUTION 2022-R-10 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES SUPPORTING THE CITY'S PROJECTS FOR SUBMITTAL TO THE BROWARD METROPOLITAN PLANNING ORGANIZATION FOR EVALUATION AND RANKING FOR TRANSPORTATION SURTAX FUNDING FOR FISCAL YEAR 2022; DIRECTING THE CITY CLERK TO

TRANSMIT A COPY OF THIS RESOLUTION TO THE MPO; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO TAKE ANY AND ALL ACTION NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Commissioner Siple, seconded by Commissioner Castillo, to adopt Proposed Resolution 2022-R-10. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

Enactment No: 3791

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2022-R-10 into the record by title.

Commissioner Castillo spoke on the item.

City Manager Dodge responded to the questions of the Commission regarding the usage of the surtax funds and said that the Pines Boulevard-196th to US 27 expansion project was a state project.

Karl Kennedy, City Engineer, addressed the Commission regarding the surtax projects that were ranked in the proposal.

Mike Stamm, Planning and Economic Development Director, responded to the questions of the Commission regarding the Broward Metropolitan Planning Organization (MPO) including the expansion project with their 2045 plan, and not the surtax plan.

AFTER THE VOTE WAS TAKEN:

Commissioner Schwartz spoke on the item.

Mike Stamm, Planning and Economic Development Director, responded to the questions of the Commission regarding the series of resolutions passed in support of the 196th to US 27 expansion project with Broward Metropolitan Planning Organization (MPO).

22. 2022-R-12 MOTION TO ADOPT PROPOSED RESOLUTION NO. 2022-R-12.

PROPOSED RESOLUTION NO. 2022-R-12 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, APPROVING THE PLAT NOTE AMENDMENT (DELEGATION REQUEST) FOR THE PEMBROKE PINES CITY HALL PLAT, GENERALLY LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF PINES BOULEVARD AND PALM AVENUE, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A", ATTACHED HERETO AND INCORPORATED HEREIN; AUTHORIZING CITY ADMINISTRATION TO TAKE ANY ACTION NECESSARY TO IMPLEMENT THE INTENT OF THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to adopt Proposed Resolution 2022-R-12. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

Enactment No: 3792

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2022-R-12 into the record by title.

Commissioner Good, Commissioner Siple, and Vice Mayor Schwartz spoke on the item.

Mayor Ortis discussed the traffic light at the entrance to the *City Center on 7th* community.

City Manager Dodge responded to the question of the Commission regarding the update for the bid process to have the traffic light installed.

Karl Kennedy, City Engineer, responded to the questions of the Commission regarding the warrant needed to have the traffic light installed.

Denis Mele, Esquire, 200 East Broward Boulevard, Fort Lauderdale, FL discussed funds set aside for installation of the traffic light.

23. 2022-R-13 [PUBLIC HEARING] MOTION TO ADOPT PROPOSED RESOLUTION 2022-R-13 (SUBSTANTIAL AMENDMENT)

PROPOSED RESOLUTION 2022-R-13 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, APPROVING THE CITY'S AMENDED ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") PROGRAM YEAR 2021 BY REALLOCATING FUNDS FOR PUBLIC FACILITIES AND IMPROVEMENTS; DIRECTING THE CITY MANAGER TO SUBMIT THE AMENDED ACTION PLAN TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, INCLUDING ANY AMENDMENTS THERETO, AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL REQUIRED DOCUMENTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to adopt proposed Resolution 2022-R-13. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

Enactment No: 3793

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2022-R-13 into the record by title.

24. 2022-R-14 MOTION TO ADOPT PROPOSED RESOLUTION 2022-R-14.

PROPOSED RESOLUTION 2022-R-14 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, APPOINTING MEMBERS TO THE CITY'S AFFORDABLE HOUSING ADVISORY COMMITTEE, DIRECTING CITY ADMINISTRATION TO

TAKE ANY AND ALL ACTION NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to adopt Proposed Resolution 2022-R-14. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

Enactment No: 3794

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2022-R-14 into the record by title.

REGULAR AGENDA:

REPORTS OF LEAGUE REPRESENTATIVES

- 25. 22-0387** THE ENGINEERING DEPARTMENT AND THE CITY'S CONSULTANT, A&P CONSULTING TRANSPORTATION ENGINEERS, CORP., WILL PRESENT THE RESULTS OF THE STREET LIGHTING INVENTORY AND ILLUMINATION LEVELS STUDY.

A motion was made by Commissioner Siple, seconded by Commissioner Castillo, to discuss. No action taken.

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Item 25 into the record by title regarding RFQ# PSEN-19-10.

Vice Mayor Schwartz, Commissioner Castillo, Commissioner Siple, Commissioner Good, and Mayor Ortis spoke on the item.

Karl Kennedy, City Engineer, introduced the presenter from A&P

Consultant Transportation Engineers Corps.

Mr. David Sigler A&P Engineers. He was accompanied by Mr. Orlando Penate and Mr. Aleem Ghany, both of HBC Engineering Company.

Mr. Sigler presented the street light inventory and lighting project proposals on the city roads via PowerPoint Presentation and responded to the questions of the Commission.

Alex Acosta, FPL Lighting Solutions Manager, responded to the questions of the Commission regarding light pole repairs and the option of LED lighting.

City Manager Dodge spoke on the potential installation of LED lighting.

26. 22-0401 DISCUSSION AND POSSIBLE ACTION TO APPOINT JULIO GARZON AS A REGULAR MEMBER ON THE ART AND CULTURE ADVISORY BOARD.

A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to approve Item 26. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

Mayor Ortis read Item 26 into the record and spoke on the appointment.

Commissioner Good spoke on the item.

Christina Sorensen, Recreation and Cultural Arts Director, addressed the Commission regarding the board appointment.

City Clerk Graham responded to the questions of the Commission regarding board application submittals.

29. 22-0403 COMMISSIONER SIPLE - ITEM 1: CITY ENGINEER KARL KENNEDY WILL PRESENT AN UPDATE ON THE STATUS OF TRAFFIC FLOW IMPROVEMENTS.

This Commissioner Siple's Item 29 on City Engineer Karl Kennedy's traffic flow improvement was discussed.

PRIOR TO THE VOTE BEING TAKEN:

Commissioner Siple read Item 29 into the record by title and spoke on the item.

Karl Kennedy, City Engineering, addressed the Commission and provided a brief update on Traffic Mitigation Committee.

REPORTS OF THE CITY MANAGER AND CITY ATTORNEY

27. 22-0386 CITY ATTORNEY - ITEM #1: OPIOID LITIGATION STATUS UPDATE AND PUBLIC REQUEST BY THE CITY ATTORNEY, ON BEHALF OF THE CITY'S OUTSIDE SPECIAL PLAINTIFF'S LEGAL COUNSEL, SCOTT WEISELBERG, ESQ. OF THE KOPELOWITZ OSTROW LAW FIRM ARISING SUBSEQUENT TO THE 5/4/2022 CITY COMMISSION MEETING, TO FORMALLY REQUEST THAT THE MAYOR AND CITY COMMISSION PUBLICLY APPROVE, AND TO AUTHORIZE THE EXECUTION OF THE WALGREENS PARTICIPATION AGREEMENT (SETTLEMENT DOCUMENTS).

A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to approve Item 27. The motion carried by the following vote:

Aye 5 - Mayor Ortis, Vice Mayor Schwartz, Commissioner Good Jr., Commissioner Castillo, and Commissioner Siple

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Item 27 into the record by title and sought the approval from the Commission to accept the Walgreens settlement agreement.

COMMISSION ITEMS:

- 28. 22-0384** COMMISSIONER CASTILLO - ITEM 1: PRESENTATION BY STAFF, DISCUSSION AND POSSIBLE ACTION REGARDING STATUS OF UTILITY BILLING SYSTEM, PROGRESS MADE TO MAXIMIZE CITY CUSTOMER PARTICIPATION, AND STATUS OF RESOLVING PROBLEMS CUSTOMERS ENCOUNTER IN SIGNING UP FOR, USING, PAYING BILLS, HAVING STATUS OF BILLS POSTED, ETC., ON SAID NEW SYSTEM.

This Commissioner Castillo's Item 28 on the new Utility Billing System was discussed.

PRIOR TO THE VOTE BEING TAKEN:

Commissioner Castillo read Item 28 into the record and spoke on the item.

Commissioner Siple and Vice Mayor Schwartz spoke on the item.

City Manager Dodge responded to the questions of the Commission regarding the implementation of the new Enterprise Resource Planning (ERP) system.

Michael Bailey, Utilities Director, responded to the questions of the Commission regarding updates to the utilities billing system.

Steve Pizzillo, Chief Building Official, responded to Commission about updates to the permitting systems.

NEW BUSINESS:

OLD BUSINESS:

ADJOURN - 11:24 P.M.

CITY OF PEMBROKE PINES

Marlene D. Graham, CMC
City Clerk